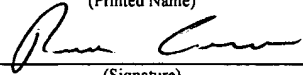


Atty. Dkt. No. 355908-2760

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Smith, et al.  
Title: ELECTROCARDIOGRAPHIC  
ASPECTS OF CHF TREATMENT  
Appl. No.: 10/510,594  
Filing Date: 10/8/2004  
Examiner: Not Yet Assigned  
Art Unit: Not Yet Assigned

<p align="center"><b>CERTIFICATE OF MAILING</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p align="center"><u>Rene Campos</u> (Printed Name)</p> <p align="center"> (Signature)</p> <p align="center"><u>11-22-04</u> (Date of Deposit)</p>
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**FIRST INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO-1449 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to OG Notice dated August 5, 2003, *Information*

*Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

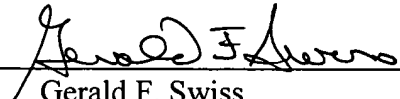
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even

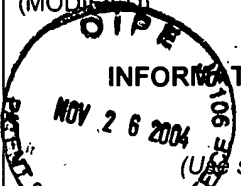
entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit  
Account No. 50-0872.

Respectfully submitted,

Date 11-22-08

FOLEY & LARDNER LLP  
Customer Number: 38706  
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By   
Gerald F. Swiss  
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Registration No. 30,113

Form PTO-1449 (MODIFIED)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 355908-2760	SERIAL NO. 10/510,594
 <b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)		APPLICANT SMITH, et al.	
		FILING DATE October 8, 2004	GROUP ART UNIT Not Yet Assigned

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	A1	6,572,895	6/3/2003	Smith, et al.			
	A2	6,264,646	7/24/2001	Stewart, Duncan J.			
	A3	6,669,965	12/30/2003	Bolton, Anthony E.			
	A4	6,432,399	8/13/2002	Tremblay, et al.			
	A5	6,136,308	10/24/2000	Tremblay, et al.			
	A6	6,204,058	3/20/2001	Bolton, Anthony E.			
	A7	5,980,954	11/9/1999	Bolton, Anthony E.			
	A8	6,696,092	2/24/2004	Bolton, Anthony E.			
	A9	5,834,030	11/10/1998	Bolton, Anthony E.			
	A10	4,968,483	11/6/1990	Muller et al.			

**FOREIGN PATENT DOCUMENTS**

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	B1	WO/00/41705	7/20/2000	PCT				

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)


**EXAMINER****DATE CONSIDERED**

\* **EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.